



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Malmros et al.

Attorney Docket No. 111499.121

#34
RECEIVED

Serial No.: 09/306,662

Group Art Unit: 1642

SEP 16 2002

Filed: May 5, 1999

Examiner: Rawlings, S.

TECH CENTER 1600/2900

For: METHOD OF IN SITU DIAGNOSIS BY SPECTROSCOPIC ANALYSIS OF
BIOLOGICAL STAIN COMPOSITIONS

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. § 1.56, applicant wishes to bring to the attention of the Examiner the item of information listed on the enclosed substitute PTO-1449 form. This information has not been previously submitted in this application, and has not been heretofore cited by the Examiner. A copy of the cited item is enclosed in accordance with 37 C.F.R. § 1.98.

The identified information, taken alone or in combination with other art, fails to teach, disclose or suggest the present invention. The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability or that the cited document is prior art. Additionally, the submission of this Information Disclosure Statement does not represent that a search has been made.

This Information Disclosure Statement is being submitted more than three months after the filing date of the application and after the mailing of a first Office Action on the merits, but before the mailing of a final action under § 1.116 or a Notice of Allowance under § 1.311.

The Commissioner is authorized to charge the fee of \$180 required for consideration of the submitted item to Deposit Account No. 08-0219. The Commissioner is also authorized to charge any other necessary fees, or credit any overpayments, to Deposit Account No. 08-0219 to maintain the pendency of the present application.

Applicants respectfully request that the Examiner initial and return a copy of the enclosed PTO-1449 form with the next communication from the Patent Office.

Respectfully submitted,

HALE AND DORR LLP

Gregory S. Discher
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